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B. Y. L A W S

OF THE

MUNICIPAL COUNCIL,

OF

THE DISTRICT OF JOHNSTOWN,

PASSED AT THE SECOND MEETING,

HELD ON

The 10th day of May, 1842.



WILLIAM BUELL, PRINTER, BROCKVILLE.

1842.

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RECEIVED AT THE OFFICE OF THE

CLERK OF THE DISTRICT COURT

OF THE DISTRICT OF COLUMBIA

RECORDED

IN THE YEAR OF OUR LORD 1900

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WITNESSED BY THE CLERK OF THE DISTRICT COURT

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BY LAWS &c.

BY-LAW relating to certain Fees.

The Municipal Council of the District of Johnstown duly assembled in Council in the Town of Brockville on the fourteenth day of May in the year of our Lord one thousand eight hundred and forty two under and by virtue of a certain Act of the legislature of this Province passed in the fourth and fifth year of the Reign of Her Majesty Queen Victoria, entitled "*An Act to provide for the better internal government of that part of this Province which formerly constituted the Province of Upper Canada by the establishment of Local or Municipal Authorities therein*" do ordain and enact the following By-law, and it is hereby enacted, That each and every Councillor of the District, and also every Justice of the Peace for the District of Johnstown, shall at all seasonable hours, and upon proper application, have free access to the books, plans, records, and other documents, in the hands or keeping of the Clerk of the District Council, and also of the Treasurer of the District, without fee or charge of any kind for any such search, access or investigation.

SECTION 2. That any person, other than a member of the District Council, or a Justice of the Peace, as aforesaid who may require any such search, access or investigation, of or to the books, plans, records, or documents, in the hands of the District Clerk, or District Treasurer, as aforesaid, shall pay for every such search, access or investigation, the sum of one dollar, to be paid at the time of making such search or investigation as aforesaid.

SECTION 3. That all fees and emoluments, collected by the Clerk of the District, or the Treasurer of the District, under and by virtue of this By-Law, be paid to the last named Officer, and be by him, placed to the public credit, to and for the general uses and purposes of the District.

W. MORRIS *Warden.*

BY LAW relating to the opening of Roads.

Whereas many Highways in this District upon which statute labour has been done, or public money expended, are obstructed, and whereas the allowance, originally made by Government, for public highways, are in many places unopened and impassable, and whereas it is desirable that all such roads should be opened to the public travel and convenience; Be it therefore ordained and enacted, and it is hereby ordained and enacted, by the Municipal Council of the District of Johnstown duly assembled at the Town of Brockville on the fourteenth day of May in the year of our Lord one thousand eight hundred and forty two, that all Roads and Highways allowed and granted by the Executive Government, or upon which any public monies or statute labour may have been expended, previous to the year of our Lord one thousand eight hundred and ten, by resolution, adoption of a Report, enactment of a By-Law, or other decision of this Council, declared a public road and highway, shall be, to all intents and purposes, and for all public use and convenience, considered a public road and highway, and as such shall not be obstructed or impeded by any person, or persons whatever.

SECTION 2. That whenever any such road may be unopened or obstructed, as aforesaid, it shall and may be lawful for the Overseer of Highways for the Division, in which any such road may be situated, to order and direct, any amount of the statute labour within the Division for which, he may be overseer of Highways, to be expended thereon, as in his discretion and judgment he may think fit.

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SECTION 3. That a certificate from the Clerk of the District, duly signed by that officer, signifying that any such road hath been declared a public road and highway, by the Municipal Council of the District, shall be deemed good and sufficient authority for the Overseer of the Division in the removal of obstructions, or in the opening of any such road as aforesaid, or in the expenditure of the statute labour thereon as aforesaid.

W. MORRIS, Warden.

BY-LAW to refund certain monies therein mentioned.

Whereas it hath been made to appear in evidence before a select Committee of the Municipal Council of the District of Johnstown, appointed for that purpose, that certain sums of money had been paid through mistake, and in ignorance of the facts relating thereto, to the Treasurer of the said District of Johnstown, and whereas certain sums of money have been received by certain Collectors of the public rates and assessments in the notes of a certain Institution known and designated, as the "Suspension Bridge Bank," which Institution at the time such notes were so received as aforesaid, was legally authorized to issue them, and was then considered good and solvent, but has since failed and become insolvent; Be it therefore ordained and enacted and it is hereby ordained and enacted by the Municipal Council of the District of Johnstown duly assembled at the Town of Brockville on the Fourteenth day of May, in the year of our Lord One Thousand Eight Hundred and Forty-two, That out of any funds paid to and for the public uses of the District of Johnstown and remaining unappropriated in the hands of the Treasurer that officer be authorised to pay to the persons hereinafter mentioned or to allow to them in their accounts with the District (if any such they may have) the several and respective sums hereinafter mentioned:

To Daniel Phillips, late Collector for the Township of Yonge the sum of Three Pounds five Shillings.

To Thomas Smith Collector for the Township of Edwardsburgh the sum of One Pound and Fifteen Shillings.

To William Cugan of the Township of Yonge Three Pounds and five Shillings.

To Nicholas Hopkins, Collector for the Township of Elizabethtown, the sum of Sixteen Pounds Three Shillings and five pence half-penny.

To Christopher Gunniss, Collector for the Township of Kitley, the sum of Nine Shillings and two pence.

To Alexander Morris, Esquire, of the Town of Brockville, the sum of two Pounds.

To Adiel Sherwood, Esquire, late Treasurer of the District the sum of five Pounds.

To James Kerker of Gananoque the sum of Nine Shillings.

To the Treasurer of the District of Johnstown the sum of fifteen Pounds to make good to him that sum advanced to defray the expense of removing and conveying the destitute Insane persons hitherto maintained at the expense of the District to the Temporary Lunatic Asylum at Toronto.

W. MORRIS, Warden.

BY-LAW to regulate the mode and manner of Payments of all sums by the Treasurer of the District.

Whereas it is necessary in the future to pursue one settled and uniform practice in the payment of all sums required for the public use and purposes of the District; Be it therefore ordained and enacted and it is hereby ordained and enacted by the Municipal Council of the District of Johnstown duly assembled at the town of Johnstown on the fourteenth day of May in the year of our Lord one thousand eight hundred and forty-two, That from and after the passing of this By-law, no sum or sums of money, shall be paid by the Treasurer of the District or allowed to that Officer in his accounts with the public,

unless it shall be ordered by the District that, and ordered

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BY-LAW of Johnstown relating to the Council in the year of May 1842 and For years of the

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unless it shall have been first certified by the Clerk of the District that the said sum or sums as aforesaid were duly passed and ordered to be paid by the Council of the District.

2. That upon the production to the Treasurer of any order, with the certificate of the Clerk as aforesaid, that officer be authorised and is hereby authorised and required to pay the amount pursuant to the order and certificate and which amount may appear therein to have been ordered and directed as aforesaid.

3. That the production by the Treasurer of any such order and certificate as aforesaid shall be considered by the District Auditors, as a full discharge to the Treasurer for the payment from the public funds of whatsoever sum or sums may be contained in such order and certificate, and shall be allowed by such Auditors to the Treasurer in his account with the public.

W. MORRIS, *Warden.*

BY-LAW of the Municipal Council of the District of Johnstown relating to certain duties of the Treasurer.

The Council of the District of Johnstown assembled in Council in the Town of Brockville, on Saturday the Fourteenth day of May in the year of our Lord One Thousand Eight Hundred and Forty-two in virtue of an Act passed in the 4th & 5th years of the Reign of Her Majesty Queen Victoria, entitled "An Act to provide for the better internal government of that part of this Province which formerly constituted Upper Canada by the establishment of Local or Municipal authorities therein" do ordain and enact the following By-Law, and it is hereby enacted that the Treasurer of the Johnstown District shall and may close the respective accounts relating to Township Assessments made in the year of our Lord One Thousand Eight Hundred and Forty-one for the Townships of Augusta, Bastard, Burgess, Elmsley, Edwardsburgh, Kitley, Rear of Leeds and Lansdown, Marlborough, Montague, North Gower, North Crosby,

Oxford, South Crosby, South Gower, Welford and Yonge by entries in the said accounts remitting the balance due from each Township as *uncollectable* and thereupon shall and may cancel or deliver up the Collector's Bonds for the same respectively.

SECTION 2. That the several payments which have heretofore been made by the said Treasurer of orders passed by this Council shall be deemed and taken to be valid and legal.

W. MORRIS, Warden.

BY-LAW to regulate the mode of opening of New Roads, the closing of old ones, and the altering of their course and direction.

Whereas much public injury may be done, and private interests affected, by the opening of new roads, or by the closing of roads already allowed or travelled, or by the altering or diverting of their course without due public notice being given; Be it therefore ordained and enacted and it is hereby ordained and enacted by the Municipal Council of the District of Johnstown duly assembled at the Town of Brockville on the fourteenth day of May in the year of our Lord one thousand eight hundred and forty two, that no new road or highway shall be opened and declared to be a public Highway and road, nor shall any government allowance, or other established, or public highway be closed, nor shall any alteration be made in the course or direction of any such Government allowance, or other public, or established road or highway, without such opening or closing or alteration, as aforesaid, shall be requested by requisition from twelve freeholders of the District, duly signed and presented to a Surveyor of Highways requiring such opening, closing, or alteration as aforesaid, nor until such opening, closing, or alteration as aforesaid, shall have been duly examined and reported upon by such Surveyor of Highways, which examination and report thereon duly attested on oath or affirm-

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W. MORRIS, *Warden.*

BY-LAW for establishing a Public Highway in the Ninth concession of the Township of North Crosby.

Whereas a road has been surveyed and laid out by James Bilton, Surveyor of Highways in and for the Township of North Crosby, commencing at the Town line of the Township of Bedford and running from thence in a straight course with the side line between lots number twelve and thirteen in the ninth Concession of North Crosby, to a post planted and marked as the centre of a road, on or near the said side line or road leading from the said Township of Bedford, and from thence to a post planted and marked on the ninth concession line of the said Township of North Crosby, from thence on the old road, and in a direct line, to a Beech post, planted and marked in the centre of the road formerly travelled, to another post, planted and marked in a line with the said old road, leading to the head of the West Rideau Lake, and whereas the said road will be of public benefit and advantage, Be it therefore enacted and ordained and it is hereby enacted and ordained by the Municipal Council of the District of Johnstown duly assembled at the Town of Brockville on the Fourteenth day of May in the year of our Lord One Thousand Eight Hundred and Forty-two, that the said road, so surveyed and laid out by the said James Bilton as aforesaid, be declared and established, and it is hereby declared and established, as a public Highway and Road.

W. MORRIS, *Warden.*

BY-LAW to define the duties of Surveyors of Highways and for other purposes therein mentioned.

The Municipal Council of the District of Johnstown duly assembled at the Town of Brockville, on the Fourteenth day of May, in the year of our Lord One Thousand Eight Hundred and Forty-two, under and by virtue of a certain act of the Legislature of the Province, passed in the former and fifth year of Her Majesty's Reign entitled "*An Act to provide for the better internal government of that part of this Province which formerly constituted the Province of Upper Canada, by the establishment of local or Municipal authorities therein*," do ordain and it is hereby ordained and enacted, That all and every of the persons appointed Surveyors of Highways for the Townships of Elizabethtown, Yonge, Bastard, Kitley, South Elmsley, Leeds, Lansdown, South Crosby, North Crosby, and South Burgess, in the said District under and by virtue of a certain By-Law passed at the last Session of this Council, entitled, "*By-Law of the Municipal Council of the District of Johnstown, to regulate the appointment of Surveyors of Highways*," shall be taken and considered as having been appointed such Surveyors of Highways in and for the County of Leeds, and that all and every of the persons appointed by the said By-Law for the Townships of Augusta, Edwardsburgh, Oxford, Wolford, and South Gower, in the said District, shall be considered as having been appointed such Surveyors of Highways in and for the County of Grenville.

SECTION 2. That the said Surveyors before entering upon their duty, shall take and subscribe the Oath of office, pointed out by the second section of the Provincial Statute 50 Geo. 3, Chap. I, and deposit the same in the office of the District Clerk; and after having been once sworn in this manner, they may continue to discharge their duty from year to year during their continuance in office.

SECTION 3. That in all applications for the laying out of any new, or altering of any old road, or roads, eight days previous notice shall be given by such Surveyors, before the sitting of the Council, at which the report of the survey is intended to be made.

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SECTION 4. That no Surveyor of Highways shall receive any allowance for attending the Council, unless his Report shall be made at the opening of the Council, nor unless his conduct shall have been conformable to law, nor unless his report shall be made in the form following that is to say:—

DISTRICT OF JOHNSTOWN, } To the Municipal Council of said
To Wit: } District in Council assembled.

I _____ Surveyor of Highways in and for the County of _____ in the said District, beg leave to report; That on application in writing made to me by twelve freeholders of the said County of _____ bearing date the _____ day of _____ in the year one Thousand Eight Hundred and _____ stating as follows: (here insert the petition verbatim with names of freeholders;) I proceeded to examine the same, which I have surveyed, and laid out as follows, that is to say; (here insert the description of the road as surveyed;) and I have made the said road _____ feet in width, I have further to state that I gave due public notice of this survey according to law, by affixing a copy of this report in *three* of the most public places next adjacent to the place where the aforesaid survey has been made. Dated at _____ this _____ day of _____ in the year of our Lord one Thousand Eight Hundred and _____

Surveyor of Highways for the County of _____

SECTION 5. That every Surveyor of Highways shall carefully enter in his report the requisition of the Freeholders *verbatim*, and act strictly according to it in making his report, and shall see that it is in conformity to the Statute, according to the words of which "*the requisition is to state that any public highway or road in the neighborhood of the said freeholders now in use, is inconvenient and may be altered, so as better to accommodate Her Majesty's subjects and others travelling hereon, or that it is necessary to open a new highway or road.*"

SECTION 6. That every such Surveyor shall lay down in the blank space left for that purpose, an accurate description of the new road intended to be laid out, or of the proposed alteration of the old road, giving the length and courses as correctly as possible, and stating whether the survey is marked out by

blazes on trees, or with red chalk, or by stakes planted on the line on the open ground.

SECTION 7. That the width of the road shall be stated in the survey, and exact copies of the report affixed in at least two public places near the road surveyed.

SECTION 8. That every report shall be accompanied by a plan or diagram, and shall be personally presented to the Council by the surveyor making any such survey, which shall be referred to the Committee on roads with power to confirm, annul or modify the Report after enquiry into the necessity of establishing any such road or not, and to make such report thereon to the Council as the said Committee may conceive proper, and in case any opposition shall be made to any such survey, it shall be the duty of the party making such opposition to show before the said Committee that two days notice of such opposition has been given before the sitting of the Council, to the Surveyor, who shall notify the petitioners of such opposition, so that they may be prepared to sustain their application for the establishment of such road.

SECTION 9. That no road hereafter to be laid out shall be more than *sixty-six*, nor less than *forty feet* in width, and on the alteration of any road, the new road shall not be laid out of a less width than the old one.

SECTION 10. That in all cases the Surveyors of Highways shall mention in their reports and mark on their Diagrams, the distance of all parallel roads, or roads nearly parallel, whether opened or not, from the one intended to be reported, or of other roads in the vicinity, noticing the termination of such road or roads required to be laid out, so that the Council or Committee thereof may be enabled to judge of the necessity of establishing the same.

SECTION 11. That the said Surveyors shall submit their claims for services in making such surveys to the District Auditors, who shall examine the same, and if found correct, order and direct the Treasurer to pay them.

SECTION 12. That in all cases in which claims are made

for compensation to the Council, the first day of the road or road the Surveyor the Council so confirmed the report out of a new and to give ed, so that the Council Surveyor of

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for compensation for land taken for roads established by the Council, the applicants for such compensation shall appear on the first day of the Session next after the establishment of such road or roads to support their claim, on its being reported by the Surveyor of Highways according to Law, and in order that the Council, may know who are the parties to support any road so confirmed, Surveyors are required in their reports, when copying the petition for the alteration of an old road, or the laying out of a new one, to enter the names of the petitioners therein, and to give said petitioners notice that a compensation is claimed, so that they may also attend on the first day of the sitting of the Council next after the notice of such claim, given to the Surveyor of Highways.

SECTION 13. That all claims for compensation for land taken for roads established by the Council, shall, when lawfully reported by the Surveyor of Highways; be also referred to the Committee on Roads, who, after investigating the same, shall report to the Council what sum, if any, shall be allowed to the claimant, and whether the road is of a public or private nature, and in case they shall find that it is of a private nature, no order shall issue to open the same until the amount, if any, awarded by the said Committee after such compensation shall be paid by the said petitioners, but in case they shall find that the road so established is of a public nature, then the amount fixed on for such compensation, shall be paid out of the funds of the District, and it shall be the duty of the Treasurer and he is hereby required to pay the same on the certificate of the District Clerk.

SECTION 14. That no Licenced Land Surveyor shall be employed by the Surveyors of Highways, unless by special order of the Council on its being shown that it is necessary or useful to obtain the aid of such Land Surveyor, in laying out or altering any road or highway.

SECTION 15. That with respect to the sale of Land through which any old road may have passed, and other duties of Surveyors of Highways, reference must be had to the Provincial Statutes 50 Geo. 3, chap. 1 and 4 Geo. 4, chap. 10.

Section 16. That the following forms shall be used in all surveys and claims for compensation for land taken for roads.

Notice of opposition to Survey.

To Mr. _____ Surveyor of Highways in and for the County of _____. Take notice that I oppose the survey of the road made by you over my land being Lot (or part of lot as case may be) No. _____ in _____ concession of _____ and that I shall appear before the District Council at its next meeting for that purpose. Dated the _____ day of _____ 184 .

Notice to Petitioners of opposition to Survey.

To _____

Take Notice that _____ has this day given me notice that he intends to oppose the Survey of the road made on your petition over his land being Lot (or part of lot as case may be) No. _____ in _____ concession of _____ and that he will appear before the District Council at its next meeting for that purpose.

Dated the _____ day of _____ 184 .

Surveyor of Highways,
for the County of _____

Notice of Compensation Claimed.

To Mr. _____ Surveyor of Highways for the County of _____. Take notice that I shall apply to the next District Council for compensation for the road laid out by you over my land being Lot (or part of lot as case may be) No. _____ in _____ concession of _____ and that I claim the sum of £_____ for the land taken for said road, of which you are required to give notice to the petitioners and report this my claim to the said Council at its said meeting.

Dated the _____ day of _____ 184 .

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Notice to be given to petitioners of claim for compensation.

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Take notice that ——— has this day given me notice that he intends to apply to the next District Council for compensation for the road laid out by me on your petition over his land being Lot (or part of lot as case may be) No. ——— in ——— concession of ——— a copy of which notice is hereunto annexed.

Dated the ——— day of ——— 184 .

Surveyor of Highways for the
County of ———

Report to the Council of Claim for compensation.

TO THE MUNICIPAL COUNCIL OF THE DISTRICT OF
JOHNSTOWN, IN COUNCIL ASSEMBLED.

I ——— Surveyor of Highways in and for the County of ——— beg leave to report that ——— claims the sum of £—— for the land taken for the road surveyed by me on Lot (or part of lot as case may be) No. ——— in ——— concession of ———, which was reported and confirmed at the last meeting of the Council, copies of the Notices of compensation claimed given to me by the said ——— and of mine to the petitions are hereunto annexed.

Dated the ——— day of ——— 184 .

Surveyor of Highways for the County of ———

W. MORRIS, Warden.

BY-LAW to regulate certain Salaries and allowances.

Whereas the public resources of the District have been exhausted, and great waste and expenditure has occurred in consequence of the want of uniformity in payments and strict economy in the management and expenditure of the District funds and revenues.

Be it therefore ordained and enacted and it is hereby ordained and enacted by the Municipal Council of the District of Johnstown duly assembled at the Town of Brockville on the fourteenth day of May in the year of our Lord one thousand eight hundred and forty two, That for the future, the following Salaries per centages and allowances be paid to the undermentioned officers and no more.

To James Jessup, Esquire the sum of Three hundred pounds per annum which said salary of three hundred pounds, is to be taken and considered as in full discharge for all fees, expenses and allowances for the offices held by him, of Clerk of the Council and Clerk of the Peace and also in full discharge for office rent and fuel.

To Adiel Sherwood, Esquire Sheriff the sum of Fifty pounds per annum, which said sum of fifty pounds per annum, is to be taken as in full discharge for summoning Juries, and for attending the Courts of Assizes and Nisi Prius and general Gaol delivery and also the District Courts and Quarter Sessions.

To the Gaoler of the District the sum of One hundred and twenty pounds per annum which sum is to be in full discharge, for all his services of every kind, performed for or on behalf of the District.

To the Surgeon of the District Gaol, the sum of fifteen pounds per annum which sum is to be in full discharge for Medicine and attendance.

To the Auditors of the District, the sum of Ten pounds per annum for each respectively, which sum is to be in full for their services, as such Auditors.

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To the Surveyor of the District the sum of fifteen shillings per annum, when actually employed by the Council.

To the Treasurer of the District, the sum of four per cent per annum, upon all monies received and paid out by him for the public uses of the District, except Monies paid to and for the use of the public Schools of the District, upon which he shall be paid the sum of three per centum as provided by Law.

To each and every Coroner of the District, the sum of One pound for each and every Inquest, which they may respectively hold, together with the further sum of six-pence per Mile, as travelling fees, for every mile which they may be respectively required to travel from their respective residences or usual places of abode, to any place within the District, where an inquest may be held.

To each and every Township Clerk, within the District the sum of five pounds per annum, which sum is in full discharge of the duties of their office as such Town Clerk.

To the Collectors for the several and respective Townships within the District the amount of per centage, at present allowed them by law, upon all monies collected by them.

To the several and respective assessors within the District, the amount of per centage at present allowed them by Law, together with an additional allowance equal to double the amount at present allowed them by Law for taking the Census of the population, which latter allowance is not to continue beyond the present year.

W. MORRIS, *Warden*.

LAW relating to collectors of Rates in arrears for Taxes collected by them.

Whereas it appears that the Magistrates of the District of Newtown in General Quarter Sessions assembled at the Town of Rockville by adjournment, on the fourth day of May in the year of our Lord One Thousand eight hundred and forty two,

have under and by virtue of the the thirty eighth section of the Statute of the late Province of Upper Canada 1 Victoria, Chap. 21, issued Distress Warrants against certain Collectors of Rates and their sureties, who appeared by the list of the Treasurer of said District, prepared and placed before the said Court on the day and year aforesaid, to be in arrears for rates due to the said District; And whereas the said Magistrates have expressed a doubt whether they still retain the powers contained in the said Section of the said Statute, and in order to remove such doubt: Be it therefore ordained and enacted, and it is hereby ordained and enacted by the Municipal Council of the District of Johnstown in Council assembled on the fourteenth day of May in the year of our Lord one Thousand eight hundred and forty two that the issuing of said Warrants by the said Court of Quarter Sessions be confirmed and declared valid, and that the said Court are hereby empowered to proceed in the collection of said rates so in arrears as aforesaid, under and by virtue of said Warrants.

SECTION 2. That in future said Court of General Quarter Sessions of the Peace for the said District, shall have full power and authority under and by virtue of the said Section of the said Statute 1 Victoria, Chap. 21, to issue Distress Warrants against all such Collectors of Rates and their sureties as may hereafter appear to be in arrear for the same.

W. MORRIS, *Warden.*

BY-LAW to regulate the Bonds of certain Township Officers.

The Municipal Council of the District of Johnstown duly assembled at the Town of Brockville on the Fourteenth day of May in the year of our Lord one thousand eight hundred and forty two, under and by virtue of a certain act of the Legislature of this Province, passed in the Fourth and Fifth year of Her Majesty's Reign, entitled "An act to provide for the better internal Government of that part of this Province which was formerly constituted the Province of Upper Canada by the establishment of Local or Municipal Authorities therein" do ordain and it is hereby ordained and enacted, that every

Clerk duly appointed for each respective Township shall on or before the first day of January in every year make and provide for the said District, on or before the first day of January, and every year, such Township Clerk

SECTION 2.

Treasurer from any Collector of Rates. The obligation is required to be duly signed, sealed and attested by credible witnesses.

BY-LAW to regulate the Bonds of certain Township Officers.

The Municipal Council of the District of Johnstown duly assembled at the Town of Brockville on the Fourteenth day of May in the year of our Lord one thousand eight hundred and forty two, under and by virtue of a certain act of the Legislature of this Province, passed in the Fourth and Fifth year of Her Majesty's Reign, entitled "An act to provide for the better internal government of that part of this Province which was formerly constituted the Province of Upper Canada by the establishment of Local or Municipal Authorities therein" do hereby ordained and enacted, that every Collector of Rates and their sureties as may hereafter appear to be in arrear for the same.

DISTRICT OF JOHNSTOWN

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Clerk duly appointed by the people, at their several and respective Township Meetings, held on the first Monday in January in every year pursuant to the Law in that respect made and provided, shall deliver to the Treasurer of the District, on or before the second Tuesday in February in each and every year, the Bond or Obligation required by Law for such Township Clerk to enter into, execute and perform.

SECTION 2. That no Bond shall be received by the Treasurer from any Township Clerk within the District, nor from any Collector, or other Officer, from whom a Bond and Obligation is required by Law unless the same shall have been duly signed, sealed and executed in presence of at least two credible witnesses.

W. MORRIS, *Warden.*

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BY-LAW to regulate the mode in which certain deductions may be made from the Township Assessments.

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The Municipal Council of the District of Johnstown duly assembled at the Town of Brockville on the fourteenth day of May in the year of our Lord one thousand eight hundred and forty two, under and by virtue of a certain Act of the Legislature of this Province passed in the Fourth and Fifth year of Her Majesty's Reign entitled "An act to provide for the better internal government of that part of this Province which formerly constituted the Province of Upper Canada, by the establishment of Local or Municipal Authorities therein," do ordain and it is hereby ordained and enacted, That whenever any collector of the public rates and assessments shall desire to be allowed a deduction from the amount with which he stands charged, in consequence of his inability to collect the same, he shall deliver to the Treasurer of the District in writing, the full amount he desires to have taken off and deducted with the names of the parties in default, and the amount in detail, due by each defaulter respectively, together with an affidavit, sworn to before some Justice of the Peace for the District, and attached hereto, and of which affidavit, the following shall be the form

DISTRICT OF JOHNSTOWN, }
To Wit: { I _____ Collector for the
Township of _____ make oath and say, that the several
and respective sums set forth in the annexed paper, with the

names of the parties attached thereto, have been taken from the Assessment Roll of the Township of _____ as returned to me for collection, that I have used all due diligence to collect the same, but have been unable to do so, and that I know of no legal means, by which any of the sums therein stated can be recovered by me, and secured to the public use. So help me God.

SECTION 2. That upon the production to the Treasurer of any such statement in detail, together with the accompanying affidavit, that officer be authorised and he is hereby authorised and required to allow to every such collector, in his account with the public whatever sum or sums may appear therein uncollectable.

W. MORRIS, *Warden.*

BY-LAW relating to the Governing Boundary of the Township of Edwardsburgh.

Whereas the inhabitants of the Township of Edwardsburgh have by petition, represented the great loss, uncertainty and inconvenience they are subjected to, in consequence of having no accurate or ascertained Governing Boundary Line for the Township, and whereas it is important to effect an object necessary and desirable, to procure the concurrence of the Eastern District, in making a survey, to ascertain such governing boundary line as aforesaid; Be it therefore enacted and ordained and it is hereby enacted and ordained by the Municipal Council of the District of Johnstown, assembled at the Town of Brockville on the fourteenth day of May in the year of our Lord one thousand eight hundred and forty two, That JOHN BOGERT, ESQUIRE, be authorised and empowered to apply to Her Majesty's Court of Queen's Bench in that part of this Province formerly Upper Canada for a Mandamus or Writ of Prerogative, requiring the Justices of the Peace to shew cause, why they should not appoint an Agent, for and behalf of that District, to meet a similar officer for and behalf of the Johnstown District, in order that such survey may be made and completed according to law.

SECTION 2. That the just legal and necessary expenses attending such application and arising thereout or therefrom be paid by the Treasurer of the District, out of the general funds in his hands, unexpended and unappropriated.

W. MORRIS, *Warden.*

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